

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

NIPPON SHINYAKU CO., LTD.,)	
Plaintiff,)	
)	C.A. No. 21-1015 (JLH)
v.)	
)	DEMAND FOR JURY TRIAL
SAREPTA THERAPEUTICS, INC.,)	
Defendant.)	
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SAREPTA THERAPEUTICS, INC. and THE)	
UNIVERSITY OF WESTERN AUSTRALIA,)	
Defendant/Counter-Plaintiffs,)	
)	
v.)	
)	
NIPPON SHINYAKU CO., LTD. and NS)	
PHARMA, INC.,)	
Plaintiff/Counter-Defendants.)	
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[PROPOSED] ORDER

AND NOW, this ____ day of _____, 2024 it is hereby ordered that:

1. Plaintiff/Counter-Defendant Nippon Shinyaku Co., Ltd. and Counter-Defendant NS Pharma, Inc.’s Motion for Summary Judgment of Invalidity of the sole remaining asserted claim, claim 1 of U.S. Patent No. 9,994,851 (originally Claim II of the Second Amended Complaint, D.I. 86 and Second Defense of NS’s Answer to Sarepta’s Counterclaims, D.I. 96) is GRANTED;
2. Judgment is entered in favor of Plaintiff and Counter-Defendant and against Defendant Sarepta Therapeutics, Inc. and Counter-Plaintiff University of Western Australia regarding this claim.

Honorable Jennifer L. Hall